UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK CIRCUS FRUITS WHOLESALE CORP., Plaintiff, v.

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ORDER

20 CV 287 (VB)

ROCKLAND GREAT FARM & MARKET INC. and JENNIFER LEE,

Defendants.

By Order dated February 10, 2020, the Court directed plaintiff to seek certificates of default as to defendants by February 24, 2020, and thereafter to move, by order to show cause and in accordance with the Court's Individual Practices, for default judgment against defendants, by March 9, 2020, provided that defendants remain in default. (Doc. #22). The February 10 Order warned plaintiff, in bold and underlined font, that the Court may dismiss this case without prejudice if plaintiff failed to satisfy either deadline. (Id.).

On February 20, 2020, the Clerk issued certificates of default as to both defendants. (Docs. ##31, 32).

To date, defendants remain in default, but plaintiff has not moved, by order to show cause, for default judgment against defendants. As noted above, plaintiff's deadline to do so was March 9, 2020.

Accordingly, it is HEREBY ORDERED:

Provided that defendants remain in default, the Court <u>sua sponte</u> extends to <u>March 19</u>, <u>2020</u>, plaintiff's time to move, by order to show cause and in accordance with the Court's Individual Practices, for default judgment against defendants. <u>If plaintiff fails to satisfy this deadline, the Court will dismiss the case without prejudice for failure to prosecute or <u>failure to comply with court orders. Fed. R. Civ. P. 41(b).</u></u>

Dated: March 12, 2020 White Plains, NY

SO ORDERED:

Vincent L. Briccetti

United States District Judge